

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 98-37 (as amended)

Introduced by Council Member Chenoweth

Legislative Day No. 98-23

Date August 18, 1998

AN ACT to add the definition of noncompetitive recreational amusement car to Section 267-4, Definitions, of Article I, General Provisions, to repeal and reenact, with amendments, Section D, Parking space requirements, of Section 267-25, Off-street parking and loading, of Article V, Supplementary Regulations, to add subsection C(10) to Section 267-40, CI, LI and GI Industrial Districts, to Article VI, District Regulations, all of Part I, Standards, to repeal and reenact, with amendments, Table I, Principal Permitted Uses for Specific Zoning Districts: Amusements, all of Chapter 267, Zoning, all of the Harford County Code, as amended; to provide for parking space requirements for a certain commercial recreation use; to add ~~non-motorized noncompetitive centrally controlled recreational~~ noncompetitive recreational amusement cars as a permitted use in the CI District; to establish minimum lot size, setbacks, buffer standards, accessibility, lighting requirements and hours of operation for noncompetitive recreational amusement car use in the CI District; and generally relating to recreational use.

By the Council August 18, 1998

Introduced, read first time, ordered posted and public hearing scheduled

on: October 13, 1998

at: 7:30 p.m.

By Order: Diane Swin Lovin, Acting Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on October 13, 1998 and concluded on October 13, 1998.

Diane Swin Lovin, Acting Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates Language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Section 1. Be It Enacted By The County Council of Harford County, Maryland, that the definition of noncompetitive recreational amusement car be, and it is hereby, added to Section 267-4, Definitions, of Article I, General Provisions, that Subsection D, Parking space requirements, of Section 267-25, Off-street parking and loading, of Article V, Supplementary Regulations, be, and it is hereby, repealed and reenacted, with amendments; that Subsection C(10), be, and it is hereby added to Section 267-40, CI, LI, GI Industrial Districts, of Article VI, District Regulations, all of Part 1, Standards; that Table I: Principal Permitted Uses for Specific Zoning Districts: Amusements, be, and it is hereby, repealed and reenacted, with amendments, all of Chapter 267, Zoning, all of the Harford County Code, as amended, all to read as follows:

Chapter 267. Zoning.

Part 1. Standards.

Article I. General Provisions.

Section 267-4. Definitions.

For the purposes of this Part 1, the following words and phrases shall have the meanings provided below:

NONCOMPETITIVE RECREATIONAL AMUSEMENT CAR- A MINIATURE AMUSEMENT CAR THAT IS ELECTRONICALLY CONTROLLED FROM A CENTRAL LOCATION AND IS DESIGNED AND USED TO CARRY 1 OR 2 PERSONS ON A TRACK AT A RECREATIONAL AMUSEMENT FACILITY AND IS NOT DESIGNED FOR USE ON A ROAD.

Article V. Supplementary Regulations.

Section 267-25. Off-street parking and loading.

Type of Use	Off-Street Parking Spaces Required
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Residential:

detached, duplex, lot-line, patio/

tiplex, townhouses and mobile

homes

apartments:

1-bedroom	1.50 per dwelling unit
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2-bedrooms or more 2 per dwelling unit

Home occupations, except med- Additional parking, as needed,

ical professions shall be accommodated on site

Housing for the elderly	1 per every 2 dwelling units
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Transient housing:

Boarding- and tourist houses	1 per sleeping room
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1	Hotels and motels	1 per sleeping room, and 1 per
2		2 persons permitted in banquet room
3		and accessory use (bars, lounge,
4		etc.) as determined by maximum
5		capacity requirements set forth
6		in the State Fire Code
7	Campgrounds and travel trailer	1.5 per campsite
8	parks	
9	Business:	
10	Banks and financial institutions	1 per 150 square feet of gross
11		floor area, and 5 waiting spaces
12		per drive-in lane
13	Beauty and barber shops	1 per 100 square feet of gross
14		floor area
15	Convenience stores	1 per 150 square feet of gross
16		floor space
17	Dance halls, taverns and bars	1 per 50 square feet of gross floor
18		area, excluding food preparation
19		and storage areas
20		
21	Funeral parlors and mortuaries	1 per 100 square feet of viewing
22		area

1	Groceries and supermarkets	1 per 150 square feet of gross
2		floor area, excluding storage area
3	Medical clinics and veterinary	6 per doctor
4	offices	
5	Medical and dental offices	4 per doctor or dentist
6	Motor vehicle sales and service	1 per 300 square feet of gross
7		floor area, excluding storage area
8	Professional offices, except	1 per 300 square feet of gross
9	medical and dental offices	floor area
10	Personal services, except beauty	1 per 200 square feet of gross
11	and barber shops	floor area
12	Retail stores, including agricul-	1 per 150 square feet of gross
13	tural sales at roadside stands	floor area
14	Shopping centers	1 per 250 square feet of gross
15		leasable floor area; over 300,000
16		square feet, 4.5 per each 1,000
17		square feet of gross leasable floor
18		area
19	Recreation:	
20	Arenas and stadiums	1 per every 3 seats
21		
22	Bowling alleys	4 per lane, plus 1 per 150 square

1		feet of gross floor area for
2		accessory uses (lounge, snack bar,
3		etc.)
4	Community centers	1 per 250 square feet of gross
5		floor area, plus 1 per each 4
6		assembly seats
7		
8	Golf driving ranges and miniature	1.25 per tee
9	golf	
10	Golf courses	3 per hole
11	Indoor/outdoor public swimming	1 per 75 square feet of gross water
12	pools	area
13	Indoor/outdoor shooting ranges	1 per each booth or firing position
14		(archery, trap, etc.)
15	Marinas	1.5 per berth, and 10% of the spaces
16		shall be large enough for car with
17		trailer if launching ramp is provided
18	NONCOMPETITIVE RECREATIONAL	1.25 SPACES PER
19	AMUSEMENT CARS	RECREATIONAL CAR
20	CARS	
21	Private clubs	1 per 3 persons permitted under the
22		State Fire Code

1	Racquet- and handball courts	4 per court, plus 1 per 150 square
2		feet of gross floor area for
3		accessory uses
4	Restaurants	1 per 3 patrons' seats or 1 per 200
5		square feet of gross floor area,
6		excluding food preparation area,
7		whichever is greater
8	Skating rinks	1 per 300 square feet of gross floor
9		area
10	Theaters	1 per 3 patron seats
11	Institutional:	
12	Houses of worship and religious	1 per 3 seats
13	assemblies (indoor/outdoor)	
14	Hospitals	1 per bed
15	Libraries, museums, art galleries	1 per 250 square feet of gross floor
16	and observatories	area or 1 per 4 seats, whichever is
17		greater
18	Sanatoriums and nursing	1 per 6 patient beds
19	homes	
20	Schools, elementary or interme-	2 per classroom, plus 1 per 8 seats
21	diate	in assembly hall
22	Schools, high	5 per classroom, plus 1 per 8 seats

in assembly hall

Colleges, universities and business, trade or technical schools

1 per 3 students

Day-care and nursery facilities

1 per 6 students, and 1 loading space

Industrial

On-site parking as necessary to

accommodate traffic generated by the

use and the largest employee shift

Article VI. District Regulations.

Section 267-40. CI, LI and GI Industrial Districts.

C. Specific regulations applicable to industrial districts. The following uses are permitted subject to the additional requirements below:

(10) NONCOMPETITIVE RECREATIONAL AMUSEMENT CARS IN THE CI DISTRICT, PROVIDED THAT:

(a) THE MINIMUM LOT SIZE SHALL BE 5 ACRES.

(b) THE PROJECT SHALL BE DIRECTLY ACCESSIBLE BY 1 OR MORE EXISTING OR PLANNED ARTERIAL OR COLLECTOR ROADS.

(c) A MINIMUM 100 FOOT SETBACK SHALL BE MAINTAINED FROM ANY ADJOINING RESIDENTIALLY ZONED PROPERTIES.

(d) A BUFFER YARD OF 25 FEET SHALL BE PROVIDED FROM ANY ADJOINING RESIDENTIALLY ZONED DISTRICT.

(e) LIGHTING SHALL BE DESIGNED AND CONTROLLED SO THAT ANY

- 1 LIGHT SHALL BE SHADED, SHIELDED OR DIRECTED SO THAT THE LIGHT
- 2 INTENSITY OR BRIGHTNESS SHALL NOT ADVERSELY AFFECT THE OPERATION OF
- 3 VEHICLES OR REFLECT INTO RESIDENTIAL BUILDINGS.

(f) THE OPERATION OF THE CARS SHALL NOT OCCUR BETWEEN THE
HOURS OF 11:00 PM. AND 8:00 AM.

(g) NOISE LEVELS EMANATING FROM ACTIVITIES ON THE SITE MAY NOT
EXCEED 65 DECIBELS.

Section 2. And Be It Further Enacted, That this Act shall take effect 60 calendar days from
the date it becomes law.

EFFECTIVE DATE: December 18, 1998

AMUSEMENTS

Table I:
Principal Permitted Uses for Specific Zoning Districts:

USE CLASSIFICATION	ZONING DISTRICTS												
	AG	RR	R	R1	R2	R3	R4	RO	VR	VB	B1	B2	B3
AMUSEMENTS													
Adult bookstore/adult entertainment center													P
Arenas and stadiums													SE
Carnivals, circuses, concerts and public events (excluding religious activities)	T								T	T	T	T	T
Commercial amusement and recreation										P		P	P
Country clubs, golf clubs, tennis and swim clubs	SE	SE	SE	SE	SE	SE	SE					P	P
Fairgrounds, racetracks and theme parks	SE												SE
Marinas, boat launching, storage and repair	SE	SE	SE	SE	SE	SE	SE				SE	SE	SE
Motor vehicle recreation and go-cart tracks	SE												P
Nightclubs, lounges, bars and taverns										P			
Riding stables, commercial or club (except accessory uses)	SE												P
Theaters, indoor	SE									P		P	P
Theaters, outdoor; shooting ranges, indoor; and golf driving ranges	SE									P			P
Trap, skeet, rifle and archery ranges, outdoor	SE												SE
Noncompetitive recreational amusement cars													P

KEY: "P" indicates permitted subject to applicable code requirements
 "SD" indicates permitted subject to special development regulations, pursuant to Article VII
 "SE" indicates permitted subject to special exception regulations, pursuant to Article VII
 "I" indicates permitted subject to temporary-use regulations, pursuant to §267-27
 A blank cell indicates that the use is not permitted

98-37

HARFORD COUNTY BILL NO. 98-37 (as amended)

AS AMENDED

(Brief Title) Recreational Amusement Car Use in CI District

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

Diane Swint Levin
Acting Council Administrator

Joanne S. Barrett
President of the Council

Date October 13, 1998Date Oct. 13, 1998

BY THE COUNCIL

Read the third time.

Passed: LSD 98-27

Failed of Passage: _____

By Order

Diane Swint Levin
Acting Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 15th day of October, 1998 at 3:00 p. m.

Diane Swint Levin
Acting Council Administrator

BY THE EXECUTIVE

Edwin M. Belknap
COUNTY EXECUTIVE

APPROVED: Date October 19, 1998

BY THE COUNCIL

This Bill (No. 98-37, as amended), having been approved by the Executive and returned to the Council, becomes law on October 19, 1998.

Diane Swint Levin
Acting Council Administrator

EFFECTIVE DATE: December 18, 1998

98-37
AS AMENDED